

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

July 24, 1958
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Miller presiding.

Roll call:

Present: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Absent: None

Present also: W. T. Williams, Jr., City Manager; Doren R. Eskew, City Attorney; Reuben Rountree, Jr., Director of Public Works.

Invocation was delivered by DR. E. B. BRATCHER, Tarrytown Baptist Church, 2620 Exposition Boulevard.

Councilman White moved that the Minutes of the Meeting of July 17, 1958, be approved. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

Councilman Palmer offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, a public utilities easement was dedicated to the public across the East Five Feet of Lots 1 and 2 of Block D, Balcones Park, Section 2 in the City of Austin, Texas, according to the map or plat of such addition of record in Book 6, at Page 90 of the Plat Records of Travis County, Texas; and,

WHEREAS, the aforesaid lots were subsequently resubdivided to form a part of Balcones Park Section 6; and,

WHEREAS, the map of said Balcones Park Section 6 provided easements adequate to take the place of the aforementioned five foot easement; and,

WHEREAS, the owner of the lots across which said easement was originally dedicated has requested the City Council to release the same; and,

WHEREAS, the above described public utility easement originally dedicated across Lots 1 and 2, Block D of Balcones Park Section 2 is not now needed and hereafter will not be required by the City of Austin; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That W. T. Williams, Jr., City Manager, be and he is hereby authorized to execute a release to the following described public utilities easement, in, upon and across the following described property, to wit:

The East Five (5.00) Feet of Lots 1 and 2, Block D of Balcones Park, Section 2 a subdivision of a portion of the Albert Silsbee Survey No. 1, C. J. Strother Survey No. 610 and the Daniel J. Gilbert Survey No. 8 in the City of Austin, Travis County, Texas, according to a map or plat of said Balcones Park Section 2 of record in Book 6 at Page 90 of the Plat Records of Travis County, Texas.

The motion, seconded by Councilman White, carried by the following vote:
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

Councilman Palmer offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, there exists certain streets in the City of Austin known as Old Bastrop Road, Dalton Lane and Riverside Drive, which are shown on the maps and plats of the City of Austin; and,

WHEREAS, the expansion of Bergstrom Air Force Base has made it necessary for the Federal Government to acquire clearance easements over portions of said streets; and,

WHEREAS, it has been determined that the City does not have a present or future need to use the air space above the clearance easement line requested by the Federal Government; and,

WHEREAS, the City Council of the City of Austin deems it to the best interest of the public that said clearance easements be granted to the Federal Government; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That W. T. Williams, Jr., City Manager, be and he is hereby authorized to execute clearance easements above and across the hereinafter described portions of Old Bastrop Road, Dalton Lane and Riverside Drive above the land and above the heights hereinafter mentioned, said portions of said streets as well as the height of said clearance easement being more particularly described as follows, to wit:

TRACT NO: A-127E-1

OWNER: City of Austin

ACREAGE: 2.94

A tract of land situated in the County of Travis, State of Texas, being

part of the Santiago Del Valle, Ten League Survey (A-24) and being within the north approach zone for the north-south runway at Bergstrom Air Force Base. The glide plane surface slopes upward to the north at a rate of 1 foot vertically to 50 feet horizontally and the elevations noted at designated points regulate the maximum height of objects on the following described tract of land;

From the southwest corner of the Johnathan Bittick Survey (A-54) and a reentrant corner of the Garner Mays Survey (A-530) north $02^{\circ} 45'$ west, 20,375 feet to the point of beginning, said point being the northernmost corner of the Mrs. Ada Seeling Poston property situated in the southwesterly right of way line of Old Bastrop Road, said point having a permissible height of 54 feet above existing ground or to elevation 557.2 feet M.S.L.; thence along the southwesterly and westerly right of way line of said Old Bastrop Road in a northerly direction approximately 1540 feet to its intersection with the southeasterly right of way line of U.S. Highway No. 183, said point having a permissible height of 101 feet above existing ground or to elevation 587.6 feet M.S.L.; thence along said southeasterly right of way line of U.S. Highway No. 183 in a northeasterly direction 90 feet to its intersection with the northeasterly right of way line of said Old Bastrop Road, said point having a permissible height of 103 feet above existing ground or to elevation 589 feet M.S.L.; thence along said northeasterly and easterly right of way line of said Old Bastrop Road as follows: in a southerly direction approximately 1555 feet to the westernmost corner of the Mary Belle Hill property, said point having a permissible height of 57 feet above existing ground or to elevation 558.2 feet M.S.L.; thence south $45^{\circ} 00'$ east, 350 feet to a point, said point having a permissible height of 34 feet above existing ground or to elevation 553.4 feet M.S.L.; thence departing from said easterly right of way line of said Old Bastrop Road and crossing said Bastrop Road on a line perpendicular to Eng. Sta. 181+00 on the extended centerline of the north-south runway for Bergstrom Air Force Base, south $88^{\circ} 59'$ west, 100 feet to a point in said southwesterly right of way of said Old Bastrop Road, said point having a permissible height of 35 feet above existing ground or to elevation 553.4 feet M.S.L.; thence along said southwesterly right of way line, same being a northeast boundary line of said Mrs. Ada Seeling Poston property north $45^{\circ} 55'$ west, 275 feet to the point of beginning and containing 2.94 acres, more or less.

TRACT NO: A-127E-2

OWNER: City of Austin

ACREAGE: 2.59

A tract of land situated in the County of Travis, State of Texas, being part of the Sanitago Del Valle Ten League Survey (A-24), being within the north approach zone and the westerly transitional zone for the north-south runway at Bergstrom Air Force Base. The glide plane surface of the approach zone slopes upward to the north at a rate of 1 foot vertically to 50 feet horizontally and the westerly transitional surface slopes upward to the west at a rate of 1 foot vertically to 7 feet horizontally and the elevations noted at designated points regulate the maximum height of objects on the followingdescribed tract of land:

From the southwest corner of the Johnathan Bittick Survey (A-54) and a re-entrant corner of the Garner Mays Survey (A-530) north $04^{\circ} 09'$ west, 21,660 feet to the point of beginning, said point being the intersection of the northwesterly right of way line of Dalton Lane with the westerly right of way line of U. S. Highway No. 183, said point being the easternmost corner of the Hilldale Development Company property, said point of beginning having a permissible height of 96 feet above

existing ground or to elevation 584.2 feet M.S.L.; thence along the common line between said Dalton Lane and U. S. Hwy No. 183 as follows: south 17° 48' west, 70 feet, more or less, to a point, said point having a permissible height of 94 feet above existing ground or to elevation 582.2 feet M.S.L.; thence along the southeast right of way line of said Dalton Lane south 44° 30' west, 168 feet to a north corner of the James Eugene Hill property, said point having a permissible height of 92 feet above existing ground or to elevation 580.6 feet M.S.L.; thence departing from said common line between Dalton Lane and U. S. Highway No. 183, continuing along said southeast right of way line of Dalton Lane South 44° 30' west, 1280 feet, more or less, to the intersection of said southeast right of way line of Dalton Lane with the northeast right of way line of Riverside Drive, said point having a permissible height of 74 feet above existing ground or to elevation 562.2 feet M.S.L.; thence along said northeast right of way line of Riverside Drive south 52° 52' east, 640 feet, more or less, to the intersection of said northeast right of way line of Riverside Drive with the westerly right of way line of aforesaid U. S. Highway No. 183, said point having a permissible height of 55 feet above existing ground or to elevation 554.8 feet M.S.L.; thence along said westerly right of way line of U. S. Highway No. 183, same being a southeast boundary line of said Riverside Drive, south 46° 58' west, 80 feet to the intersection of the southwest right of way line of said Riverside Drive with said westerly right of way line of U. S. Highway No. 183, said point having a permissible height of 55 feet above existing ground or to elevation 553.8 feet M.S.L.; thence along the common line between the City of Austin property (Riverside Drive) and the S. W. Poston, et ux, property as follows: north 52° 19' west, 557.2 feet to the northernmost corner of said S. W. Poston, et ux, property, said point having a permissible height of 73 feet above existing ground or to elevation 560.9 feet, M.S.L.; thence south 68° 53' west, 100 feet to the northwest corner of said S. W. Poston, et ux, property, said point having a permissible height of 75 feet above existing ground or to elevation 560.2 feet M.S.L.; thence south 44° 35' west, 20 feet to a point, said point being vertically below the intersection of aforesaid north approach zone with the westerly transitional zone, said point having a permissible height of 75 feet above existing ground or to elevation 559.9 feet M.S.L.; thence continuing south 44° 35' west, 245 feet (in all 265 feet) to a point, said point having a permissible height of 102 feet above existing ground or to elevation 584.3 feet M.S.L.; thence departing from the common line between the City of Austin property (Riverside Drive) and the S. W. Poston, et ux, property, crossing said Riverside Drive north 01° 56' east, 85 feet to a point in the northwest right of way line of said Riverside Drive, same being in the southeast boundary line of aforesaid Hilldale Development Co. property, said point having a permissible height of 101 feet above existing ground or to elevation 584 feet M.S.L.; thence along said northwest right of way line of Riverside Drive, same being the southeast boundary line of aforesaid Hilldale Development Co. property, north 44° 35' east, 225 feet to a point, said point being vertically below the intersection of aforesaid north approach zone with the westerly transitional zone, said point having a permissible height of 76 feet above existing ground or to elevation 561.2 feet M.S.L.; thence continuing north 44° 35' east, along the northwest right of way line of Riverside Drive and Dalton Lane 1635 feet (in all 1860 feet) to the point of beginning, containing 2.59 acres, more or less.

The motion, seconded by Councilman Long, carried by the following vote:
 Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
 Noes: None

Mayor Miller introduced the following ordinance:

AN ORDINANCE PERPETUALLY VACATING AND CLOSING THAT CERTAIN ALLEY TRAVERSING BLOCK 44 OF SMITH AND SMITH RESUBDIVISION OF BLOCK 44 OF CHRISTIAN AND FELLMAN ADDITION, KNOWN AS EAST 23RD STREET ALLEY, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF AN ORDINANCE ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
 Noes: None

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
 Noes: None

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
 Noes: None

The Mayor announced that the ordinance had been finally passed.

The City Manager submitted the following:

"July 23, 1958

"Following is a tabulation of bids received at 10:00 A.M., July 22, 1958, for the construction of a culvert on Woodland Avenue at Blunn Creek - Contract No. 58-C-24.

Rodney D. Larson	\$15,418.57
Larson & Pugh, Inc.	15,855.50
Ed H. Page	16,124.00
Miller's Concrete Contractors	16,207.70
Texas Engineers & Bridge Co., Inc.	16,452.00
Maufrais Bros., Inc.	16,885.50
Giesen & Latson Const. Co.	18,735.50
Capital Constr. Co., Inc.	18,857.25
Richard Schmidt	19,983.00

"City's Estimate

\$16,286.00

"I recommend that Rodney D. Larson with his low bid of \$15,418.57 be awarded the contract for this project.

"S. Reuben Rountree, Jr.
Director of Public Works"

Councilman Palmer offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on July 22, 1958, for the construction of a culvert on Woodland Avenue at Blunn Creek - Contract No. 58-C-24; and,

WHEREAS, the bid of Rodney D. Larson in the sum of \$15,418.57 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Public Works of the City of Austin and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Rodney D. Larson in the sum of \$15,418.57 be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin is hereby authorized and directed to execute a contract on behalf of the City of Austin with Rodney D. Larson.

The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller

Noes: None

The City Manager submitted the following:

"July 22, 1958

"Following is a tabulation of bids received at 10:00 A.M., Tuesday, July 22, 1958, for the construction of a storm sewer in the following area: I. & G.N. Railroad Easement from West Live Oak Street south across property of the Austin Housing Authority and in West Oltorf Street Easement from I. & G.N. Railroad Easement east to South 5th Street - Contract No. 58-D-26.

Ed Page	\$12,509.70
Austin Engineering Co.	16,862.25
Texas Engineers & Bridge Co., Inc.	18,297.20
Capital Construction Co., Inc.	23,702.20
Wagner-Wehmeyer, Inc.	26,548.55
Richard Schmidt	28,860.00
City's Estimate	\$14,976.00

"I recommend that Ed Page with his low bid of \$12,509.70 be awarded the contract for this project.

"S. Reuben Rountree, Jr.
Director of Public Works"

Councilman Palmer offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on July 22, 1958, for the construction of a storm sewer in the following area: I. & G.N. Railroad Easement from West Live Oak Street south across property of the Austin Housing Authority and in West Oltorf Street Easement from I. & G.N. Railroad Easement east to South 5th Street - Contract No. 58-D-26; and,

WHEREAS, the bid of Ed Page in the sum of \$12,509.70 was the lowest and best bid therefor; and the acceptance of such bid has been recommended by the Director of Public Works of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Ed Page in the sum of \$12,509.70 be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin is hereby authorized and directed to execute a contract on behalf of the City of Austin with Ed Page.

The motion, seconded by Councilman White, carried by the following vote:
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The City Manager submitted the following:

"July 23, 1958

"Following is a tabulation of bids received at 10:00 A.M., Tuesday, July 22, 1958, for the construction of a culvert on Woodrow Avenue at Houston Street Easement - Contract No. 58-D-29.

Rodney D. Larson	\$3,102.08
Giesen & Latson Const. Co.	3,152.64
Ed H. Page	3,235.86
Texas Engineers & Bridge Co.	3,287.80
Miller's Concrete Contractors	3,303.08
Larson & Pugh, Inc.	3,375.36
Maufrais Bros., Inc.	3,515.64
Capital Construction Co., Inc.	3,689.20
Jackson & Cullen Const. Co.	5,634.11
City's Estimate	\$3,695.00

"I recommend that Rodney D. Larson with his low bid of \$3,102.08 be awarded the contract for this project.

"S. Reuben Rountree, Jr.
Director of Public Works"

Councilman Palmer offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on July 22, 1958, for

the construction of a culvert on Woodrow Avenue at Houston Street Easement - Contract No. 58-D-29; and,

WHEREAS, the bid of Rodney D. Larson in the sum of \$3,102.08 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Public Works of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Rodney D. Larson in the sum of \$3,102.08 be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin is hereby authorized and directed to execute a contract on behalf of the City of Austin with Rodney D. Larson.

The motion, seconded by Councilman White, carried by the following vote:
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The City Manager submitted the following:

"July 22, 1958

"W. T. Williams, Jr.
City Manager
City of Austin, Texas

"Dear Mr. Williams:

"Bids were received until 2:00 P.M. Tuesday, July 22, 1958 at the Office of Director of Water and Sewer Department for the construction of a Sanitary Sewer System and (2) two Sewage Lift Stations in Walnut Hills Subdivision, then publicly opened and read.

"The following is a tabulation of bids received:

<u>"FIRM</u>	<u>AMOUNT</u>	<u>WORKING DAYS</u>
Bland Construction Company	\$94,632.30	150
Austin Engineering Company	\$119,996.50	240
Wagner-Wehmeyer, Inc.	\$120,129.00	200

"It is recommended that the contract be awarded to Bland Construction Company on their low bid of \$94,632.30, with 150 working days.

"Yours truly,
(Sgd) Albert R. Davis
Albert R. Davis, Director
Water and Sewer Department
(Sgd) S. A. Garza
S. A. Garza, Superintendent
Sanitary Sewer Division"

Councilman Palmer offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on July 22, 1958, for the construction of a Sanitary Sewer System and two (2) Sewage Lift Stations in Walnut Hills Subdivision; and,

WHEREAS, the bid of Bland Construction Company in the sum of \$94,632.30 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Water and Sewer Department of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Bland Construction Company in the sum of \$94,632.30 be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin is hereby authorized and directed to execute a contract on behalf of the City of Austin with Bland Construction Company.

The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller

Noes: None

Councilman Palmer offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Council of the City of Austin hereby approves the property situated on the north side of East First Street as a private gasoline plant consisting of an 8,000 gallon tank and electric pump for the sole purpose of servicing their own motor equipment, and from which no gasoline is to be sold, which property is owned by Texas Consolidated Transport Company, and is parts of Lots 9 and 10 of the E. H. Deats Estate, Outlot 15, Division O, of the City of Austin, Travis County, Texas, and hereby authorizes the said Colman Delavan to operate a private gasoline plant consisting of an 8,000 gallon tank and electric pump for the sole purpose of servicing their own motor equipment, and from which no gasoline is to be sold, subject to the same being operated in compliance with all the ordinances relating thereto, and further subject to the foregoing attached recommendations; and the Building Inspector is hereby authorized to issue an occupancy permit for the operation of this private gasoline plant after full compliance with all the provisions of this resolution, and said permission shall be held to be granted, and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper police, traffic and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council that the said Colman Delavan has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations attached)

"July 17, 1958
Austin, Texas

"Mr. W. T. Williams, Jr.
City Manager
Austin, Texas

"Dear Sir:

"I, the undersigned, have considered the application of Texas Consolidated Transport Company, (through their agent, Colman Delavan,) for permission to operate a private (gasoline) plant) consisting of a 8000 gallon underground tank and electric pump for the sole purpose of servicing their own motor equipment and from which no gasoline is to be sold, upon property located on the north side of East First Street, which property is designated as part of Lots 9 and 10 of the E. H. Deats Estate, Outlot 15, Division 0 in the City of Austin, Travis County, Texas, and locally known as 3212 East First Street.

"This property is located in a "D" Industrial District and I recommend that this permit be granted subject to the following conditions:

"(1) That the gasoline tanks and pumps shall be of an approved type and shall bear the label of the Underwriters Laboratories, Inc., and that all tanks and pumps shall be installed in compliance with the Ordinance governing the storage and handling of gasoline.

"(2) That all tanks and pumps shall be located not nearer than 10 feet to the property line and so located that cars stopped for the purpose of unloading or receiving gasoline or other supplies shall not in any way obstruct the free passage of traffic on either the sidewalk, street, or alley.

"(3) That "No Smoking" signs shall at all times be prominently displayed and no person shall be permitted to smoke on the premises where gasoline is handled or stored.

"(4) That all fees shall be paid and a permit secured from the Building Inspector's Office before any installation work is started, and that no equipment shall be placed in operation until after final inspection and approval of same.

"Respectfully submitted,
(Sgd) J. C. Eckert
Building Inspector"

The motion, seconded by Councilman Long, carried by the following vote:
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

Councilman Palmer offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Ernest Gruver is the Contractor for the replacing of an awning of a building located at 301 East Sixth Street and desires a portion of the sidewalk and street space abutting Lot 12, Block 58, of the (Original) City of Austin, Travis County, Texas, during the replacing of an awning of a building, such space to be used in the work and for the storage of materials therefor; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

1. THAT space for the uses hereinabove enumerated be granted to said Ernest Gruver, the boundary of which is described as follows:

Sidewalk and Street Working Space

Beginning at the northeast corner of the above described property; thence in a northerly direction and at right angles to the center line of East Sixth Street to a point 4 feet north of the south curb line; thence in a westerly direction and parallel with the center line of East Sixth Street 46 feet to a point; thence in a south-westerly direction at an angle of approximately 45 degrees to a point which is an extension of the south line of East Sixth Street and 4 feet west of the east curb line; thence in a southerly direction and parallel to the center line of San Jacinto Street approximately 30 feet to a point; thence in an easterly direction and at right angles to the center line of San Jacinto Street to the west line of the above described property.

2. THAT the above privileges and allotment of space are granted to the said Ernest Gruver, hereinafter termed "Contractor", upon the following express terms and conditions:

(1) THAT the Contractor shall construct a guard rail within the boundary lines of the above described space, such guard rail to be at least 4 feet high and substantially braced and anchored;

(2) THAT the Contractor is permitted to construct in his working space a substantial gate which shall be kept closed at all times when not in use, and at all times that such gate is open, the Contractor shall maintain a person at this gate to warn pedestrians and vehicles of approaching trucks. This gate is not to open out so as to impede vehicular or pedestrian traffic.

(3) THAT no vehicles in loading or unloading material at the working space shall park on any part of the street outside of the allotted working space.

(4) THAT "No Parking" signs shall be placed on the street side of the barricades.

(5) THAT the Contractor is permitted to construct a temporary work office within such allotted working space provided such work office is not within 25 feet of any corner street intersection.

(6) THAT the Contractor shall in no way obstruct any fire plugs or other public utilities in the construction of such barricades.

(7) THAT provisions shall be made for the normal flow of all storm waters in the gutter and the Contractor will be responsible for any damage done due to obstruction of any such storm water.

(8) THAT the Contractor shall place on the outside corners of any walkway, barricades or obstructions, red lights during all periods of darkness and provide lighting system for all tunnels.

(9) THAT the Contractor shall remove all fences, barricades, loose materials and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in any event all such sidewalk, barricades, materials, equipment and other obstructions shall be removed not later than August 15, 1958.

(10) THAT the City reserves the right to revoke at any time any and all the privileges herein granted or to require the erection or installation of additional barriers or safeguards if the conditions demand it.

(11) THAT the use and enjoyment of the spaces herein granted making such grant reserves the right to enter and occupy any part or all of said space any time with its public utilities, or for other necessary public purposes.

(12) THAT any public utility, or public or private property disturbed or injured as a result of any of the activities necessary for the completion of the construction work for said building projects, whether done by the Contractor, City Forces, or public utilities, shall be replaced or repaired at the Contractors expense.

(13) THAT the Contractor shall furnish the City of Austin a surety bond in the sum of One Thousand Dollars (\$1,000), which shall protect, indemnify and hold harmless the City of Austin from any claims or damages to any person or property that may accrue to or be brought by any person by reason of the exercise or abuse of the privileges granted the Contractor by the City of Austin and shall guarantee the replacement of all sidewalks, pavement and all other public property and public utilities disturbed or removed during the construction work and shall further guarantee the construction of a walkway and other safeguards during the occupancy of the space.

The motion, seconded by Councilman Long, carried by the following vote:
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

Mayor Miller brought up the following ordinance for its third reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 9.205 ACRES OF LAND SAME BEING OUT OF AND A PART OF THE A. B. SPEAR SURVEY IN TRAVIS COUNTY, TEXAS, WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor Miller brought up the following ordinance for its second reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS ~~ON THE~~ CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 10.47 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE ISAAC DECKER LEAGUE SURVEY NO. 20, IN TRAVIS COUNTY, TEXAS, WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the second time and Councilman Long moved that the ordinance be passed to its third reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

Mayor Miller brought up the following ordinance for its second reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 30.05 ACRES OF LAND BEING A PORTION OF THAT CERTAIN 49.21 ACRE TRACT OF LAND OUT OF AND A PART OF THE A. W. CANFIELD SURVEY NO. 11 IN TRAVIS COUNTY, TEXAS, WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the second time and Councilman Long moved that the ordinance be passed to its third reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the City Manager, W. T. Williams, Jr., be and he is hereby authorized to execute that certain lease between the City of Austin and the United States of America for the period of August 1, 1958 to June 30, 1959, a total area of floor space of approximately 1013 square feet at Robert Mueller Municipal Airport in Austin, Travis County, Texas, being four (4) rooms in the Administration Building and two (2) rooms in the Control Tower structure, at a rental of One Dollar (\$1.00) per annum; and to execute a contract for the furnishing of certain utility and janitorial services to such facilities for a flat rate of Ninety Dollars (\$90.00) per month.

The motion, seconded by Councilman Palmer, carried by the following vote:
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

MAYOR MILLER stated the Council was always appreciative of the consent of the governed, the taxpayers, and that it had asked that an inscription be placed on the auditorium honoring the taxpayers in a body, and especially those who had contributed the time and effort to get the bond issue over, the different engineers and different city people and city administrations; that it was always obligated to the fine employees of the City of Austin. The Police on their own volition, and entirely voluntarily, with no suggestion, but just as a matter of affection that they felt that the Council had voted to give the Police Department a raise, everyone working in the Police Department, including the ladies, and from the Chief on down, or from the lowest paid employee on up, had written a nice letter of appreciation to the Council. The Council had a standing vote of appreciation for the fine petition that came in on Monday morning.

Councilman Long stated that a lot had been said about City employees in discussing them recently regarding salary increases, and she thought it would be apropos that the City Council, the governing body, show some form of appreciation of our city employees; and on her motion, by rising vote, the Council set aside the week of September 1st as CITY EMPLOYEES APPRECIATION WEEK.

Pursuant to published notice thereof the following zoning applications were publicly heard:

T. N. ROOSEVELT MAYS	1301½ Chicon Street	From "A" Residence To "LR" Local Retail NOT Recommended by the Planning Commission
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Mr. Mays appeared in his own behalf. No opposition appeared. Councilman Palmer moved that the change be granted to "LR" Local Retail. The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The Mayor announced that the change had been granted to "LR" Local Retail and the City Attorney was instructed to draw the necessary ordinance.

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CHARLES D. NASH	5201 Cameron Road	From "C" Commercial To "C-2" Commercial RECOMMENDED by the Planning Commission
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Mr. Nash appeared in his own behalf. No opposition appeared. The Mayor asked those who wished to grant the change to "C-2" Commercial to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

Ayes: Councilmen Palmer, Pearson, White, Mayor Miller
 Noes: Councilman Long

The Mayor announced that the change had been granted to "C-2" Commercial and the City Attorney was instructed to draw the necessary ordinance.

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MRS. B. J. BARNHART,
 et al
 By C. B. Smith

615-625 St. Johns
 Avenue

From "A" Residence
 To "LR" Local Retail
 RECOMMENDED with
 understanding applicant
 will give r-o-w for
 widening St. Johns
 Avenue when needed

The applicant agreed to dedicate a certain amount of r-o-w for widening St. Johns Avenue. The Mayor asked those who wished to grant the change to "LR" Local Retail to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
 Noes: None

The Mayor announced that the change had been granted to "LR" Local Retail and the City Attorney was instructed to draw the necessary ordinance.

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DOLORES CONSTRUCTION
 COMPANY

Tract 1
 1907-1925 Airport Blvd.
 Tract 2
 2001-35 Airport Blvd.
 Tract 3
 2037-43 Airport Blvd.

From "A" Residence
 To "C-1" Commercial
 From "A" Residence
 To "C-1" Commercial
 From "A" Residence
 To "C" Commercial
 Tract 1 and 3 RECOMMENDED;
 Tract 2 Recommended
 "C" Commercial by the
 Planning Commission

Mr. Bill Bullard appeared in his own behalf. No opposition appeared. The Mayor asked those who wished to grant the change to "C-1" Commercial on Tract 1, to "C" Commercial on Tract 2, and "C" Commercial on Tract 3 to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
 Noes: None

The Mayor announced that the change had been granted to "C-1" Commercial on Tract 1 and "C" Commercial on Tracts 2 and 3, and the City Attorney was instructed to draw the necessary ordinance.

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JULIA MAE ALCORN

803 San Saba Street

From "B" Residence
To "LR" Local Retail
NOT Recommended by the
Planning Commission

Miss Alcorn represented herself. LEROY BROADNAX represented a church, in the interest of something other than a beauty shop opening up and further changes of zoning. Had no opposition to a beauty shop. Councilman Palmer moved that the change be granted to "LR" Local Retail. The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The Mayor announced that the change had been granted to "LR" Local Retail and the City Attorney was instructed to draw the necessary ordinance.

E. J. LUND

5414 Grover Avenue
1201-03 Houston

From "A" Residence
To "O" Office
NOT Recommended by the
Planning Commission

Councilman Long moved that the change be denied. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The Mayor announced that the change had been DENIED.

The Mayor set Thursday, August 7th, 11:00 A.M. as the time to hear the report from the Planning Commission on the AUSTIN PLAN.

Councilman Long moved that the city property at 25 $\frac{1}{2}$ and Pearl Street be advertised for sale to the highest bidder, unless some need for it occurs. The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The Mayor read a letter from MR. A. B. REDDOW regarding request for water extension to a location on Ebert Street, which location is 750' from the line. The Superintendent of the Water Department stated this could be handled as a refund contract, if the money were put up. It was requested that the City Manager explain the facts to Mr. Reddow.

The City Manager gave a report on the completion of the T-Hangars at the Airport, and that the contractor for the doors had been notified that the

deadline for completion was July 25th, and it was expected to have the doors in.

The Director of Public Works showed plans for the swimming pool and bathhouse for East District Park. After discussing the plans, Councilman Long moved to accept these plans and ask the City Manager to proceed as soon as possible so that the pool can be opened by next March. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller

Noes: None

The City Attorney reported on the developments of obtaining right-of-way for widening Lamar Boulevard and building the underpass. He stated that Mr. Merriweather who represented the Robedeaus had agreed to make even exchange foot for foot for the land. There will be an excess of some 1700 square feet which the City would like to offer to them, and he recommended that it be offered at the same price that their land was appraised for. Councilman Palmer moved that they offer the 1722 square feet of excess land at the same price that we formerly acquired the property, and that they have permission to use it until such time that we need it and that they vacate immediately upon notice. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller

Noes: None

The City Manager was asked to check on the blue street lights installed on the street from the stadium, in back of the Museum, to see who installed those--the University of the City.

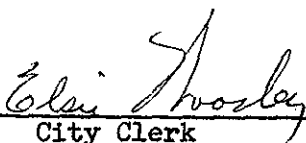
The Assistant City Manager submitted a request from the University Cooperative Society, Inc., that the Council amend the special permit granted last year to read, "For the construction of a two-story and Basement addition" to the existing building. The original permit was for one store without off-street parking. The Mayor pointed out this area was exempt from the off-street parking requirements, upon permission of the Council. Councilman Long moved that the permission be granted to them. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller

Noes: None

There being no further business, the Council adjourned subject to the call of the Mayor.

ATTEST:


City Clerk

APPROVED


Mayor